

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION

FILED
U.S. DISTRICT COURT

NORTHERN DISTRICT OF IOWA

2003 JUL -3 AM 7:54

CEDAR RAPIDS HQQTRS. OFFICE

TAMELA J. PETRILLO and ADOLPH
D. PETRILLO, JR., individually and as
parents and next friends of minor
children, LATISH L. PETRILLO,
DOMINIQUE L. PETRILLO and
ADOLPH D. PETRILLO, III.,

Plaintiffs,

vs.

LUMBERMENS MUTUAL
CASUALTY COMPANY,

Defendant.

BY _____

No. C01-1044

VERDICT FORM

We, the jury, find the following on the questions put to us:

QUESTION 1: Do you find Lumbermens Casualty Insurance Company acted in bad faith (as defined in Jury Instruction 15) in the handling of Tamela Petrillo's worker's compensation claim? (Answer "yes" or "no")

ANSWER: NO

(If your answer to Question 1 is "no" do not answer any further questions on this verdict form. If your answer to Question 1 is "yes" please proceed to Question 2).

CLAIM RELATING TO TAMELA J. PETRILLO

QUESTION 2: Do you find that Lumbermens Casualty Insurance Company's bad faith was a proximate cause of damages to Tamela Petrillo? (Answer "yes" or "no")

ANSWER: _____

(If your answer to Question 2 is "no" proceed to Question 4.
If your answer to Question 2 is "yes" proceed to Question 3.)

QUESTION 3: State the amount of damages, if any, sustained by Tamela Petrillo and caused by Lumbermens Casualty Insurance Company for the following item of damages.

Past Mental pain and suffering \$ _____

CLAIM OF ADOLPH D. PETRILLO, JR.

QUESTION 4: Do you find that Lumbermens Casualty Insurance Company's bad faith was a proximate cause of damages to Adolph D. Petrillo, Jr.? (Answer "yes" or "no")

ANSWER: _____

(If your answer to Question 4 is "no" proceed to Question 6.
If your answer to Question 4 is "yes" proceed to Question 5.)

QUESTION 5: State the amount of damages, if any, sustained by Adolph Petrillo, Jr. and caused by Lumbermens Casualty Insurance Company.

Past loss of spousal consortium \$ _____

CLAIM OF LATISH L. PETRILLO

QUESTION 6: Do you find that Lumbermens Casualty Insurance Company's bad faith was a proximate cause of damages to Latish L. Petrillo? (Answer "yes" or "no")

ANSWER: _____

(If your answer to Question 6 is "no" proceed to Question 8.
If your answer to Question 6 is "yes," proceed to Question 7.)

QUESTION 7: State the amount of damages, if any, sustained by Latish L. Petrillo and caused by Lumbermens Casualty Insurance Company.

Past loss of parental consortium \$ _____

CLAIM OF DOMINIQUE L. PETRILLO

QUESTION 8: Do you find that Lumbermens Casualty Insurance Company's bad faith was a proximate cause of damages to Dominique Petrillo?
(Answer "yes" or "no")

ANSWER: _____

(If your answer to Question 8 is "no" proceed to Question 10.
If your answer to Question 8 is "yes," proceed to Question 9.)

QUESTION 9: State the amount of damages, if any, sustained by Dominique L. Petrillo and caused by Lumbermens Casualty Insurance Company.

Past loss of parental consortium \$ _____

CLAIM OF ADOLPH D. PETRILLO, III

QUESTION 10: Do you find that Lumbermens Casualty Insurance Company's bad faith was a proximate cause of damages to Adolph D. Petrillo, III?
(Answer "yes" or "no")

ANSWER: _____

(If your answer to Question 10 is "no" do not answer Question 11.)

QUESTION 11: State the amount of damages, if any, sustained by Adolph D. Petrillo, III, and caused by Lumbermens Casualty Insurance Company.

Past loss of parental consortium \$ _____

CLAIM FOR PUNITIVE DAMAGES

QUESTION 12: Do you find by a preponderance of clear, convincing and satisfactory evidence the conduct of Lumbermens constituted willful and wanton disregard for the rights of another? (Answer "yes" or "no")

ANSWER: _____